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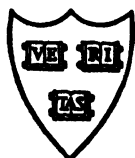
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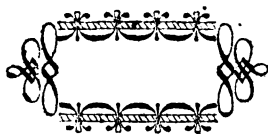
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BY-LAWS
OF THE
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BY-LAWS

OF THE

CITY OF NEW-HAVEN.

CHAPTER I.—ACCOUNTS.

A By-Law to provide for liquidating Accounts against the City of New-Haven.

[Passed in Common Council, July 2, 1800, and approved in City Meeting, July 7, 1800.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That the Mayor and Aldermen of said city, or the major part of them, are authorized to liquidate and adjust all accounts and demands against said city, and the Mayor or Senior Alderman present shall certify to the Clerk of said city the sum allowed on such accounts in words at full length. And it shall be the duty of the said clerk, whenever the same shall be presented him, to draw an order for the sum allowed, on the treasurer of said city. And all accounts so adjusted and presented to the clerk, shall be numbered, filed and preserved in his office. And all orders drawn by said clerk shall be numbered correspondent to such accounts, and registered by him in a proper book, to be kept for that purpose. Accounts adjusted.

And be it further ordained by the authority aforesaid, That it shall be the duty of the treasurer of said city to pay the orders drawn on him in the order in which they shall be presented to him. And when it shall happen, that there is not cash in the treasury sufficient to answer all the orders presented, the said treasurer shall number and register the said orders in the order in which they shall be presented to him; and the said treasurer shall on no pretence pay or advance money upon a subsequent order, until he shall have cash in the treasury sufficient to satisfy all orders prior in number upon his register. And the said treasurer shall not receive orders from any collector of any city tax, as payment upon said tax, unless there shall then be cash in the treasury sufficient to pay Order of payment.

all orders registered by him before those which shall be so presented.

And be it further ordained by the authority aforesaid,
 Annual audit. That the Mayor and Aldermen, or a major part of them, shall annually in the month of May, audit and examine the accounts of the treasurer; and the treasurer shall, at the annual meeting in June, in each year, present to said city his accounts so audited, and a statement of the receipts and expenditures of said city for the year next preceding.

CHAPTER II.—BUILDINGS.

A By-Law respecting the Erecting of Buildings.

[Passed in Common Council, May 10, 1787, and approved in City Meeting, June 5, 1787.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no person shall, within said city, build or erect any house or other building, near any of the streets or highways, without having first obtained permission therefor in writing, under the hands of the Mayor and Aldermen of said city, for the time being, designating the place where such building may be erected, that encroachments on the streets, and obstructing places where new streets may be necessary, may be prevented, and a regular and beautiful arrangement of the buildings be preserved. And if any person shall erect or build, or procure to be erected or built, any house or other building, without previously obtaining permission, on penalty of according to this by-law; such person so offending, shall £10, and like forfeit and pay to the treasurer of this city, to and for the sum for every use of said city, the sum of ten pounds lawful money: month's continuance. and the like sum for every month that he or she shall continue such house or building, after the same shall have been so built or erected, without the approbation of said Mayor or Aldermen.

CHAPTER III.—BURIALS.

A By-Law relative to the Burial of the Dead.

[Passed in Common Council, April 23, 1819, and approved in City Meeting, June 1, 1819.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That it shall be the duty of the Court of Common Council annually to appoint a Sex-

ton or Grave Digger, a Leader of the Hearse, Bell Ringers, and any other officer whose services may be necessary in burying the dead: *And also*, to limit, prescribe and establish the compensation to which any person appointed as aforesaid shall be entitled for his services; and said Court of Common Council are further authorized to make such rules and regulations for the conduct of the persons appointed as aforesaid, in the performance of their respective duties, as may be necessary to secure the decent interment of the dead.

Be it further ordained, That if any person appointed as aforesaid to perform any services respecting the burial of the dead, shall ask, demand, or receive as a compensation for said services, any greater sum than what shall be limited and allowed for the same by said Court of Common Council, such person so offending shall forfeit and pay the sum of ten dollars for every such offence, for the use of the City Treasury.

Officers to bury the dead, how appointed.—Their fees, how established.

Penalty for taking extra fees.

CHAPTER IV.—BONFIRES.

A By-Law relative to Bonfires.

[Passed in Common Council, April 23, 1819, and approved in City Meeting, June 1, 1819.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no Bonfire shall hereafter be enkindled in any public street or highway within the following limits, viz.

No bonfire to be enkindled in the streets, &c.

Beginning at the dwelling-house of Rutherford Trowbridge, from thence running in a direct line to the barn of Daniel Punderson, in Yorkshire quarter; from thence in a direct line to the dwelling-house of the late widow Deborah Mansfield; from thence in a direct line to the north-east corner of the home-lot formerly owned by Samuel Munson; from thence in a direct line to Nash's Point to low water mark; from thence southerly and westerly on low water mark to the southernmost end of Union Wharf, and from thence in a direct line to the dwelling-house of the said Rutherford Trowbridge. Nor shall any Bonfire be enkindled in any part of the city within fifteen rods of any building or dwelling-house.

And whoever shall enkindle any bonfire contrary to the force and effect of this by-law, or shall aid or assist there-in by voluntarily furnishing or carrying thereto any fire, fuel or other materials, shall for every such offence forfeit and pay the sum of three dollars.

Penalty.

CHAPTER V.—CARMEN.

A By-Law for regulating Carmen.

[Passed in Common Council, May 10, and approved in City Meeting, June 1, 1787.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no person whatever shall act as a common carter, drayman, or carman, within said city, without having obtained a license for that purpose, from the Mayor or one of the Aldermen of the said city; which license shall not be granted, until the person applying for the same, shall give bond, with one sufficient surety, to the Mayor, Aldermen, Common Council, and Freemen, of said city, in the sum of one hundred pounds lawful money, that such carman shall well and faithfully perform the service to which he shall be so licensed, and pay and satisfy all damages that any person may sustain by his fault or negligence therein. Which bond the Mayor or Alderman granting such license is hereby empowered to take, either by recognizance or under hand and seal; which license shall be limited to the term of one year from the time of granting the same, and shall express the number and kind of carts, or other carriages, which the person so licensed hath permission to use: which license shall be recorded in the office of the city clerk, and be by him numbered, before the same shall be of any effect. The fees for granting such license, and taking bond, shall be three shillings lawful money, and the clerk's fees for recording the license, one shilling. And the person to whom such license is granted, shall cause to be branded on each cart and other carriage, by him used in said business, his christian and surname at length, and the number of his license.

Carmen to obtain license from Mayor or Aldermen, and to give £100 bond, every year. License to express the number and kind of cart, and to be recorded & numbered. Fees for recording license, 1s. Name, &c. to be branded on cart, &c.

And if any person shall act as a common carter, drayman, or carman, within said city, without being licensed as aforesaid, and complying with all the prerequisites enjoined by this law, on conviction thereof, he shall forfeit and pay the sum of forty shillings lawful money, for every such offence, to the use of any person who shall sue for and recover the same.

On neglect, 40s. penalty.

And any license granted by force of this law, may be revoked by the Mayor, Aldermen, and Common Council, in Court of Common Council assembled.

License, how revoked.

CHAPTER VI.—CLERK OF CITY.

A By-Law respecting the Clerk of Common Council.

[Passed July 2, and approved July 7, 1800.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That the Clerk of said city for the time being, shall be Clerk of the Court of Common Council, and shall keep a regular journal of the meetings and proceedings or acts of said Court of Common Council, and the names of the members present at each meeting. And in the absence of the City Clerk, the Court of Common Council may appoint one of their number to act as Clerk, who shall transmit his entries to the City Clerk, to be entered in the records of said Court of Common Council in his office. And a suitable allowance shall be made to said Clerk for his service as Clerk of the City and of the Court of Common Council.

CHAPTER VII.—CHARCOAL.

A By-Law regulating the Measuring of Charcoal.

[Passed November 9, and approved November 14, 1821.]

BE it ordained by the Mayor, Aldermen, Common Council and Freemen, of the City of New-Haven, That all Charcoal sold by the bushel, in this city, after the first day of January next, shall be measured in baskets of the capacity of three bushels, and no more, when even full, or filled to the top of the upper rim or edge; and each basket, before being used for measuring Charcoal in said city, after said first day of January, shall have been tried and proved by the standard of the town of New-Haven, and impressed or sealed by the officer trying and proving the same, with the stamp of said town: And any and every person, selling any Charcoal by the bushel, and measuring the same in said city, after said first day of January, in any basket other than is directed as aforesaid, shall forfeit and pay to and for the use of said city, Five Dollars for each offence.

Baskets to contain three bushels.

To be sealed.

Penalty

CHAPTER VIII.—FIRE.

A By-Law defining the powers and duties of the Court of Common Council and other Officers of the City of New-Haven, for preserving the Buildings in said City from Fire.

[Passed in Common Council on the 9th, and approved in City Meeting on the 14th day of November, 1821.

BE *it ordained by the Mayor, Aldermen, Common Council and Freeman, of the City of New-Haven,*
 That the Court of Common Council shall have charge of the Fire Engines, Ladders, and all implements belonging to the City, for extinguishing fires, as also of the public Wells, Pumps, and Reservoirs of Water, and shall cause them to be kept safely, and in order fit for use. And it shall be the duty of said Court to appoint a Foreman and Second to each fire engine, and to approve of suitable persons to serve in fire companies, one company to each engine; and to designate the number proper for each company, and such persons thereof as shall be exempted from military duty: And also to appoint a suitable number of Fire-Wardens, Sackmen, and a person or persons to have charge of the ladders, fire-hooks, axes, and implements to be used in extinguishing fire, and to define their duties in case of fire; and to fill all vacancies which may happen in said offices: and generally to cause to be carried into effect, all the by-laws of the city, ordained for preserving the city from fire; and for that purpose, to make all necessary rules and regulations, relative to the fire-wardens, fire-companies, or officers aforesaid, or the property or implements aforesaid, not contrary to, or inconsistent with this by-law.

Common Council to have charge of Engines, &c.

To appoint a Foreman, &c.

And to appoint Fire-Wardens, &c.

Fire-Wardens, their duty.

Be it further ordained, That the Fire-Wardens shall have under their charge and inspection, all fire-places, chimnies, stoves, and stove-pipes, and the places used for depositing ashes, and shall inspect them annually in the month of November, and oftener, as occasion may require, and shall authorize the erecting of stoves and stove-pipes, in such places and manner as they may judge safe and suitable; and shall, when the occasion shall demand, order any fire-place, chimney, stove or stove-pipe, or place used for depositing ashes, to be cleansed, repaired or disused. And they shall, in the month of November annually, visit all buildings in which buckets are required to be kept; and they shall from time to time examine all buildings and places in which they suspect gun-

powder to be deposited in violation of law ; and they shall report to the city attorney, the names of all persons who neglect to comply with the by-laws, in regard to preventing damage by fire.

Be it further ordained, That whenever a fire shall happen in said city, all the means to be used for extinguishing the same, and preserving property, shall be under the direction of the fire-wardens ; and that the same may be applied in a manner the most advantageous, it shall be their duty, as often as occasion requires, to select from their number, a Principal Engineer, and five Assistant Engineers, and to designate the order in which the assistant engineers shall take rank and command ; and also to allot to themselves, severally, the duties to be by them performed in the execution of their office : And in case of fire, the principal engineer, or, in case of his absence, the next in rank who is present, shall have the principal direction and command : And if any person present at a fire shall refuse to obey the orders of the principal engineer, or of any other of the fire-wardens, he shall be liable to be taken and held in custody by them, or either of them, until he conform to such order.

Engineers,
their duty.

Be it further ordained, That whenever, in the opinion of the principal or assistant engineer having command at a fire, it shall be necessary to demolish any building, in order to check the progress of the fire, he shall cause the same to be done, with the advice of two of the assistant engineers, or, in case their advice cannot be obtained, on the advice of two of the fire-wardens.

Buildings,
when they
may be de-
molished.

Be it further ordained, That it shall be the duty of the principal and assistant Engineers to examine, from time to time, the fire engines, fire hooks, ladders, and all the implements to be used in case of fire ; as also the wells, pumps, and reservoirs of water, belonging to the city ; and in case they find any of them out of repair, or defective, to make report to the Mayor, or, in his absence, to the Senior Alderman present : And it shall be their duty to report, when they judge necessary, all alterations or improvements, which, in their opinion, may be usefully made in the system adopted for protecting buildings from fire.

Engineers to
inspect lad-
ders, &c.

Be it further ordained, That after a fire, the fire-wardens shall cause all buckets to be collected in some convenient place ; and the owners shall, within twelve hours thereafter, apply for the same : And the fire-wardens shall meet at least once in three months, and consult on the best measures of accomplishing the business of their appointment, and may establish a distinguishing badge to be used by themselves at fires.

Buckets to be
collected after
fire.
Wardens to
meet once in
3 months, and
to have a
badge.

And be it further ordained, That the Sackmen shall be

furnished with convenient bags or sacks, at the expense of the city, under the direction of the Court of Common Council, and shall attend at fires, and receive and secure such papers, books, and property, as shall be committed to them, and shall take the directions of the fire-wardens in removing and securing property: And the person or persons having the charge of the ladders and implements aforesaid, shall, in case of fire, speedily cause them to be conveyed thereto, and shall use and manage them under the direction of the principal and assistant engineers, and, when the occasion admits, shall return and keep them in safety.

Be it further ordained, That it shall be the duty of a Foreman, &c. Foreman of an engine to take care of the same, and all instruments and implements attached thereto, and keep their duty.. the same in good order, fit for immediate use. And each foreman shall be authorized, under the direction of the Court of Common Council, to fill up his company by the voluntary enlistment of firemen; and the firemen, seconds and foremen, shall be exempt from the payment of any poll tax into the treasury of the city: And it shall be the duty of each foreman, or of his second, in his absence, to call out his company to wash and play his engine, on the 2d Saturday of each of the months of April, July and October, annually, or, in case the same should be impracticable by reason of the inclemency of the weather, on the next Saturday ensuing, which shall be fair; and oftener, if the foreman shall think it necessary. And it shall be the duty of each foreman or second, as the case may be, within three days after washing his engine as aforesaid, or after playing his engine at a fire, to report to the Mayor, in writing, the names of all firemen who shall have neglected to appear, or to give a satisfactory excuse for their absence, that measures may be taken to supply the place of such firemen in the company: And it shall also be the duty of the foreman, or, in case of his absence, of the second of each engine, immediately after playing the same as aforesaid, to report to the principal engineer, any defect or deficiency there may be in his engine or its apparatus. And it shall be the duty of the foreman, or of the second, in case of the absence of the foreman, in the first week in each month, to inspect and examine his engine, and all parts of it, that it may be at all times ready for immediate use; for which services, the foreman and second shall each receive four dollars per annum. And in case a fire should break out in said city, each foreman, second and fireman, shall forthwith repair with his engine to the place of the fire, and play the same, under the direction of the principal or assistant engineers, or other fire-wardens: and the company which shall first play their engine at a fire, shall receive ten dollars from

The city treasury, as a reward for their diligence and activity. And if any person, belonging to an engine, shall be in default for not seasonably appearing at a fire, for absenting himself before discharged, or for neglecting his duty while present, he shall pay to and for the use of the city, two dollars for each default, and shall also forfeit all his share in said reward, if obtained by his company, and shall be thenceforth dismissed from said company.

Be it further ordained, That all by-laws heretofore passed, for the protection of the city of New-Haven from fire, be, and the same are hereby repealed. Provided, however, that all penalties or forfeitures already incurred for a violation of either of said by-laws, may be sued and prosecuted for to final judgment, as fully as though this by-law were not passed. Repeal.

CHAPTER IX.—FIRE.

A By-Law for protecting the City of New-Haven from Fire.

[Passed in Common Council, on the 9th, and approved in City Meeting, on the 14th day of November, 1821.]

BE it ordained by the Mayor, Aldermen, Common Council, and Freemen of the City of New-Haven, That no person shall erect any Stove in said city, without Stoves. the approbation of two of the Fire-Wardens; nor shall any person use any stove in said city, unless the pipe Pipes to enter or pipes thereof be conducted into a chimney; nor shall a chimney. any person use any stove, stove-pipe, fire-place, chimney, or place for depositing ashes, after the same has been adjudged to be defective or unfit for use by a Fire- Pipes unfit, Warden, until the same be repaired to the satisfaction of not to be used. two Fire-Wardens: And any person offending in either of the aforesaid particulars, shall forfeit as a penalty, and pay to and for the use of said city, fifteen dollars. Penalty. Provided, however, that nothing herein contained shall be construed to limit or regulate the erection of stoves in either of the Churches on the public square.

No person shall carry into, or use, in any Barn or Stable in the limits of said city, or in any building whatever, No candle, in which hay, straw, stalks or husks are deposited, any &c. to be carried into a lighted Candle, Lamp, or Fire, unless the same be well secured in a Lantern: And each person offending in Barn, &c. unless, &c. either of the above particulars, shall forfeit, to and for the use of said city, five dollars. Penalty.

No person shall deposit or keep any Hay, Stalks, Straw, No hay, &c. Husks, or Flags, in any building in said city, wherein any to be kept in person dwells, or in which a fire is enkindled, on pain of dwellings. forfeiting, to and for the use of said city, thirty-three dollars. Penalty.

Ladders not to be removed. No person shall take or remove any of the Ladders belonging to said city, from the place where deposited, except in case of fire, on the penalty of forfeiting, to and for the use of said city, five dollars.

Penalty.

Wells, &c. not to be injured. No person, with design to render the public Wells, Pumps, or Reservoirs of Water, belonging to the city, unfit for use, shall stop, choke, or damage the same, or any of the locks or implements thereto attached, on pain of forfeiting for each of said offences, to and for the use of said city, five dollars.

Penalty.

Be it further ordained, That the occupant of each dwelling-house, store, or other building, shall, by sweeping or burning, between sun-rising and two of the clock in the afternoon, sufficiently cleanse every chimney and stove in such house, store, or other building: and in case such chimney shall at any other time flame out at the top, such occupant shall forfeit, to and for the use of said city, five dollars.

Tenants to clean chimnies before 2, P. M.

Penalty.

Be it further ordained, That every Dwelling-House and Office, and each Store or Shop, used for depositing European or West-India Goods, shall be furnished with Buckets at the expense of the owner: those of three stories shall have three buckets; those of two stories, two buckets; and those of one story, one bucket: And such buckets shall be used only for the purpose of extinguishing fires; shall be made of leather; shall be of the capacity of at least two gallons, and shall be well painted and labelled with the name of the owner. And every person who shall use any such bucket, contrary to the provisions of this by-law, or shall neglect to procure and keep a

Each building to be provided with one or more buckets.

Penalty.

Proviso.

Buckets to be used only at fires.
Buckets lost at fires to be replaced by the Mayor, &c.

good bucket or buckets as aforesaid, shall, for every month's neglect, forfeit and pay for each bucket so neglected to be kept, one dollar; and the same sum for using the same, against the direction of this by-law: Provided, however, that no suit shall be brought for any violation of this paragraph, which shall not have been commenced within ten months after the offence shall have happened.

And in case any bucket conveyed to a fire shall be lost or destroyed, without the negligence or default of the owner, on proof thereof made by the owner thereof, the Mayor and Aldermen shall allow to him or her the value thereof from the city treasury.

Be it further ordained, That on the alarm or signal of fire, it shall be the duty of each citizen or inhabitant of the city, to repair to the fire with his buckets, or, in case of his inability to attend, it shall be his duty to send his buckets by some other person, or to place them in the street or highway, that they may be conveyed by others. And each person attending at a fire, shall conduct in an orderly manner, without noise or disturbance, and shall promptly obey such orders as he shall receive from the

Each citizen to convey his buckets to fires;

to observe order at fires, & obey the Fire-Wardens.

Fire-Wardens, or either of them, and, under their directions, use all his endeavours to extinguish the fire, and save the property in danger; and shall not, without permission from one of them, depart until the fire be extinguished, but shall tarry, and during the fire be liable to be constrained by either of them to perform such necessary duty and service, as either of them shall direct, and shall be subject to such orders and regulations as they or either of them may issue. And any person offending in either of the particulars aforesaid, shall forfeit, to and for the use of said city, fifteen dollars. Penalty.

CHAPTER X.—FIRE ARMS.

A By-Law to prevent the discharging of Fire Arms within certain parts of the City of New-Haven.

[Passed and approved June 4, 1799.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no person or persons shall hereafter, on any occasion or for any purpose, discharge any pistol, gun, or other fire arm, of any sort or description, except as is hereafter provided, in any part of said city, included within a direct line from the west end of Shipman's Rope-Walk to the house of Daniel Punderson, in Yorkshire Quarter; from thence to Thomas Punderson's house; thence to Ditch Corner; thence to the house of Philip Clime, on Cheshire road; thence to the Neck Bridge; thence to the north-easterly corner of the new Toll Bridge; thence to the southernmost part of Union Wharf; and thence to the place of beginning. And if any person or persons shall be guilty of discharging any pistol, gun, or other fire arm, of any sort or description, within the limits aforesaid, such person or persons shall, for every such offence, forfeit the sum of three dollars, to be recovered by action of debt, in any court proper to try such action, and by the City Treasurer, who is hereby authorized to prosecute for the same: And any penalty which shall be recovered by virtue of this law, shall be paid into the treasury of said city, for the use of said city. Fire arms, &c. not to be discharged within certain limits.

And be it further ordained by the authority aforesaid, That if any child within the age of 21 years, any ward or servant, shall offend against this law, the parent, guardian or master of such offender, shall be liable to the penalty incurred by such offence, and may be sued therefor in an action of debt, in manner before in this ordi- Parents, &c. liable for minors, &c.

nance prescribed. And the penalty which may be recovered by virtue of this paragraph of this law, shall belong to the city in manner aforesaid.

Exception.

Provided always, That nothing in this law shall in any wise be construed to extend to any act done by any person or persons, on any military occasion, while under any military command, and in obedience to the order of any military officer.

And provision on special occasion.

Provided also, That this law shall not be construed to extend to any firing of cannon, permission therefor being first obtained of the Mayor, or some one or more of the Aldermen of said city.

Be it further ordained, That no person or persons shall, on any occasion, discharge any pistol, gun, or other fire arm, loaded with a ball, slug, or buck shot, within any part of the limits of said city, on penalty aforesaid, and to be recovered and appropriated in manner aforesaid.

CHAPTER XL.—GARDENS.

A By-Law for detecting and punishing Trespasses in Gardens.

[Passed May 10, and approved June 5, 1787.]

Trespassers in gardens to pay damages and 20s. fine.

Mode of proof.

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That whosoever shall be guilty of entering into any garden, within this city, without license from the owner, and against his will, and being so entered, shall take or destroy any of the fruits or produce in such garden, every person so offending shall forfeit and pay to the person so trespassed upon, all damages he shall have sustained thereby, and also a penalty of twenty shillings lawful money. And for the detection and conviction of persons guilty of trespassing as aforesaid, the same mode of proof shall be admitted as is provided by a law of this State for detecting and punishing trespasses in divers cases, and directing proceedings therein, in the sixth paragraph of said law, as in Law Book, page 254.

CHAPTER XII.—GUNPOWDER.

A By-Law relative to the Storing of Gunpowder.

[Passed Nov. 9, and approved Nov. 14, 1821.]

BE it ordained by the Mayor, Aldermen and Common Council, That no person or persons shall hereafter,

in the limits hereafter described, store any greater quantity of Gunpowder than seven pounds weight, and that well secured in a tin Canister; and any person or persons who shall store in the said limits, any Gunpowder not secured in a Canister as aforesaid, or any Gunpowder, though secured in a Canister as aforesaid, if the same exceed seven pounds weight, such person or persons shall, for each of said offences, forfeit and pay to and for the use of said city, Fifteen Dollars for each quantity of Gunpowder, not exceeding twenty-five pounds weight, and the further sum of Ten Dollars for each additional quantity of Gunpowder, amounting to twenty-five pounds weight. Provided, however, that any person or persons purchasing any Gunpowder, shall be allowed six hours after purchasing the same, to convey the same, or the quantity thereof, which shall exceed seven pounds, beyond and out of said limits.

No person to store over 7 lbs. gunpowder; and to be secured in a canister.

Penalties.

Proviso.

Be it further ordained, That any person or persons who bring within said limits by land, any greater quantity of Gunpowder than seven pounds, and that secured in a Canister as aforesaid, and shall continue and keep the same in said limits at any other time of the day, than between the rising and setting of the sun, such person or persons shall forfeit and pay to and for the use of said city, for each offence against this paragraph of this by-law, Fifteen Dollars for each quantity of Gunpowder not exceeding twenty-five pounds weight, and for each additional quantity of twenty-five pounds weight, Ten Dollars.

Further penalties.

Be it further ordained, That the limits within which no Gunpowder shall be stored, brought or kept, as is provided for in this by-law, shall be and are included within the following lines:—Beginning on the west side of the Harbour, at the southernmost part of Hotchkiss' Wharf, so called, and running in a direct line from thence to the southwesterly corner of Hotchkiss' rope-walk; thence in a direct line to the barn of Daniel Punderson, in Yorkshire quarter; thence in a direct line to the late dwelling-house of Benjamin Brown; thence in a direct line to the dwelling-house of Glover Mansfield, in second quarter; thence in a direct line to the dwelling-house of Ithiel Town, occupied by Benjamin Lines, in Neck-lane, so called; thence in a direct line to a point on Mill-River, twenty rods north of the new bridge leading to Fair-Haven; thence in a direct line to the Steam-Boat wharf on the toll bridge, or Tomlinson's bridge, so called; thence in a direct line to the south-easternmost corner of Union wharf; and thence in a direct line to the place of beginning.

Limits within which gunpowder may be stored.

CHAPTER XIII.—HORSES AND CATTLE.

A By-Law for restraining Horses and Cattle from going at large in the City of New-Haven.

[Passed in Common Council on the 9th, and approved in City Meeting on the 14th day of November, 1821.]

BE it ordained by the Mayor, Aldermen, Common Council and Freeman, of said City, That no horse or horse kind, swine, bulls, cows, oxen, steers, or other neat cattle, shall be suffered to go at large in said city; and when any of said animals shall be found going at large, they shall and may be impounded, in any of the pounds of said city, by such person or persons as the Court of Common Council shall have appointed for that purpose: And the owner or owners of any of said animals impounded by virtue of this by-law, shall pay to the pound-keeper thirty-four cents for each animal impounded, of which the impounder shall be entitled to receive twenty-five cents for his services: And the pound-keeper shall also be entitled to receive of such owner or owners, seventeen cents for each of said animals, for each twenty-four hours the same shall remain in pound, as a compensation for feeding them, which it shall be the duty of the pound-keeper to do in a suitable and proper manner. Provided, however, that in case any of said animals, when impounded, shall have escaped by accident from the owner or person having custody thereof, and the owner shall produce to the pound-keeper a certificate, under the hand of the Mayor or an Alderman, that such owner or keeper, as the case may be, hath made oath before him, that such animal or animals, when impounded, had escaped from him by accident, and when found was at large, contrary to his will and intention, such owner shall thereupon be required to pay the pound-keeper twelve cents and five mills only for each of said animals, together with the allowance as aforesaid for feeding the same; and in such case, the impounder shall have of the pound-keeper only six cents two and a half mills for each animal, as a reward for his services.

Be it further ordained, That the impounder of any animal as aforesaid, shall, within twenty-four hours after impounding the same, give notice thereof to the owner or owners, if such owner or owners be known: And if such owner or owners shall not, within three days after he or they are notified thereof as aforesaid, either replevy or redeem such animal or animals, the same shall be sold at the sign-post in said city at public auction, by one of the

Horses, Cattle, &c. going at large, to be impounded.

Owner to pay 34 cts. for each animal impounded.

Pound-keepers' fees.

Proviso.

Impounder to give notice in 24 hours, if, &c.

Owner, if known, to replevy within 3 days;

sheriffs of said city, and the money arising by the sale, or animal to be sold for expenses, after deducting therefrom the forfeitures due by this law, and the reasonable expense of keeping and selling such animal or animals, which shall be ascertained and allowed by the Mayor or an Alderman, shall by such sheriff be forthwith paid to the treasurer of said city, to be by him kept for the use of such owner or owners, and by him paid over to such owner or owners when requested. And in case the owner of any animal or animals impounded as aforesaid, shall not be known, the impounder shall, within forty-eight hours after impounding the same, inform one of the sheriffs of said city, who shall forthwith cry the said animal or animals, with the natural and artificial marks thereof, by posting the same on the sign-post in said city, and of two of the next adjoining towns, and by advertising the same in one of the newspapers printed in the city; and if no owner or owners appear within twenty days after crying the same as aforesaid, and replevy or redeem such animal or animals, by paying all the expense incurred, such sheriff shall sell the same in manner above directed, and after deducting from the money for which such animal or animals sold, the whole expense, to be ascertained as aforesaid, shall pay the remainder to the treasurer of the city, to be by him kept for the use of the owner or owners of the animal or animals sold, and to him or them paid, when required.

Animal to be posted, &c. where the owner is not known.

No owner appearing in 20 days, the sheriff shall sell, &c.

Be it further ordained, That all by-laws heretofore made for preventing any of the aforesaid animals; as also for preventing geese, from going at large, shall be repealed. *Repeal.*

CHAPTER XIV.—INSPECTION OF MERCHANDIZE.

A By-Law for Inspecting sundry Articles of Merchandize.

[Passed and approved September 1, 1803.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That there shall be chosen by said city, as occasion may require, inspectors of pot and pearl ash, inspectors and cullers of hoops, staves, heading, shaken and ready made casks, plank, boards, clapboards, oars, shingles, and scantling; weighers of hay and inspectors and measurers of wheat, rye, indian corn, and inspectors of flour; all which officers shall be sworn to a faithful discharge of their respective offices; which oath shall be in the form following:—

Inspectors of produce to be appointed.

You _____ swear by the name of the everliving God, Their oath,

that you will well and faithfully perform the office and duty of [here insert the office] within and for the City of New-Haven, so long as you shall hold said office. So help you God.

Duty.

And it shall be the duty of said officers, respectively, to give a certificate of the quality of all pot ash and pearl ash, hoops, staves, heading, shaken and ready made casks, planks, boards, clapboards, oars, shingles, scantling, wheat, rye, indian corn, and flour, by them inspected. And every inspector of pot and pearl ash, and of flour, wheat, rye or indian corn, shall provide for himself branding or marking irons, expressing the name of said city, and the quantity of every article by him inspected; and after inspecting any of said articles, shall brand or mark every hogshhead, barrel or other cask, containing said articles so inspected, expressing thereon the quantity and quality of the same. And the fees of the several officers aforesaid shall be as follows: For inspecting and weighing pot and pearl ash, per hundred weight, twelve cents; for inspecting and culling hoops, forty-two cents per thousand; for inspecting and culling staves, heading and plank, thirty-four cents per thousand; for inspecting shingles, three cents per thousand; for inspecting boards, clapboards and scantling, seventeen cents per thousand; for inspecting oars, thirteen cents per thousand; for inspecting and measuring wheat, rye and indian corn, one cent per bushel; and for inspecting, branding and marking flour, two cents per barrel.

and Fees.

And if any of the officers aforesaid, upon application and tender of their lawful fees, shall wilfully and without just cause, neglect to inspect, weigh or measure any of the articles aforesaid, or, having inspected, weighed or measured the same, shall refuse to give a certificate of the quantity or quality thereof, as required by this act, every person so offending shall for every such offence or neglect of duty, forfeit and pay the sum of six dollars, one half to the party aggrieved, who shall prosecute the same to effect, and the other half to the treasury of the said city, and pay costs of prosecution.

Penalty for refusing to inspect.

Be it further ordained by the authority aforesaid, That a certain by-law, entitled, "A By-law for inspecting and ascertaining the quantity and quality of sundry articles of merchandize and produce, to prevent frauds and promote commerce," be and the same is hereby repealed.

CHAPTER XV.—JURORS.

A By-Law regarding Jurors, summoned to attend the City Courts.

[Passed January 12, and approved January 13, 1820.]

BE it ordained by the Mayor, Aldermen, Common Council and Freeman, of the City of New-Haven, That if any Jurymen chosen, drawn, and summoned to attend any City Court, hereafter to be held in the city of New-Haven, agreeably to the act of incorporation of said city, shall make default of appearance, according to the direction of the warrant, which shall have been duly served upon him and returned to Court, he shall forfeit and pay to the Treasurer of said city, and for the use of said city, the sum of Five Dollars, unless, on cause shown, the Court shall excuse him therefrom.

Be it further ordained, That it shall be the duty of the City Attorney to prosecute for and recover, (in any proper action,) all penalties and forfeitures under this by-law.

CHAPTER XVI.—MEETINGS.

A By-Law for warning Meetings of the City and Courts of Common Council.

[Passed May 15, and approved June 5, 1787.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That the Mayor and Aldermen, or the major part of them present in said city, are hereby authorized to call a meeting of said city, or a Court of Common Council, whenever they shall think fit, in manner following: The Mayor, or in his absence the senior Alderman present in said city, shall issue an order, in writing, under his hand, directed to either of the sheriffs, or in their absence to the junior common-councilman of said city present therein, directing him, or them, to warn a meeting of said city, or a Court of Common Council, specifying the time and place for holding the same: And the sheriff or common-councilman to whom such order shall be directed to call a meeting of the Court of Common Council, shall give notice to every member of the Court of Common Council present in said city, and to the clerk of said city, to attend such meeting, by showing them said order, or leaving an attested copy

thereof at their place of abode, before the time appointed for such meeting.

or city meeting;

And the sheriff, or common-council-man, to whom such order is directed, to call a city meeting, shall, on receiving said order, fix at each corner of the eight central original squares of said city, a notification in writing under his hand, therein mentioning that a city meeting is ordered to be called, and the time and place of holding the same; which warning being given as aforesaid, twenty-four hours at least before the time fixed for such meeting, shall be deemed legal and sufficient warning of a meeting of said city.

to give 24 hours notice.

Annual 1st Tuesday in June:

And the annual meeting of said city, for the choice of officers, shall be holden on the first Tuesday in June, at nine o'clock in the morning; and shall be annually warned in the manner provided in this act, for other meetings of said city.

where holden.

And the meetings of said city shall be ordinarily holden at the State-House in said city; but may, when occasion requires, be holden at any other convenient place in said city.

Court of Common Council to be called on request of four members.

And it shall be the duty of the Mayor, or in his absence of the senior Alderman, to call a Court of Common Council, on request, in writing, of any four of the members of the said Court of Common Council.

CHAPTER XVII.—NUISANCES.

A By-Law to prevent Nuisances at the public Landing Places.

[Passed and approved July 5, 1791.]

Nuisances at landing places.

Penalty.

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no person or persons shall lay or continue in or upon any flat, slip, quay, dock or public landing place within said city, any stone, wood, timber or lumber of any kind, to the annoyance, obstruction, encroachment or incumbrance of such flat, slip, quay, dock or landing place, for any longer time than four days—on penalty of thirty shillings for every twenty-four hours such nuisance is continued after the expiration of said four days; which penalty shall belong one half to any person who shall sue for and prosecute the same to effect, and the other half to the treasury of said city.

CHAPTER XVIII.—NUISANCES.

A By-Law to prevent Nuisances which are injurious to Health.

[Passed March 17, and approved March 30, 1795.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That hereafter, no house, store, barn or building, within said city, shall be kept or used as a slaughter-house for the purpose of butchering or killing therein any bulls, cows, oxen, steers, bullocks, calves, sheep or swine, for market, sale, or exportation, within the following limits, viz: Beginning at the dwelling-house of Rutherford Trowbridge, and from thence running in a direct line to the barn of Daniel Punderson, in Yorkshire quarter; from thence in a direct line to Ditch corner, on the east side of Cheshire road; from thence in a direct line to the dwelling-house of the widow Deborah Mansfield; from thence in a direct line to the north-east corner of Samuel Munson's home-lot; from thence in a direct line to Nash's Point at low water mark; from thence southerly and westerly on low water mark to the southernmost end of Union Wharf; and from thence in a direct line to the dwelling-house of said Trowbridge; and every house, store, barn or building, so kept or used within said limits, shall be deemed a nuisance. What nuisances in certain limits,

And any person or persons who shall keep or use any house, store, barn or building, as a slaughter-house, contrary to the form and force of this law, shall for each week, in or during which he, she or they shall so keep or use the same, forfeit and pay the sum of five pounds lawful money. and penalty therefor.

And be it further ordained by the authority aforesaid, That no person or persons shall butcher or kill any bulls, cows, oxen, steers, bullocks, calves, sheep or swine, within the limits aforesaid, except for his own or his family's private use, on pain of forfeiting and paying for every such offence the sum of five pounds lawful money.

And be it ordained by the authority aforesaid, That no house or building which hath not heretofore been used or improved for the purpose of tanning or dressing leather or skins, or in the trade or mystery of tanning or dressing of leather or skins, shall hereafter be used and improved in said city for such purpose, without a written license first had and obtained from the Court of Common Council of said city; and such license shall be signed by the Mayor, or in his absence by the senior Alderman pres- Tanneries regulated;

ent, and registered by the Clerk of said city; nor shall any new tan-vats or place to dress in hereafter be set up, made or used in said city, without a license first obtained, signed and registered as aforesaid. And every house or building, or tan-vat or place to tan or dress in, set up, made, used or improved, contrary to the true intent and meaning of this law, shall be deemed a nuisance; and whatever person or persons shall use or improve any house or building, or set up, make and use any tan-vat or place to tan or dress in, contrary to the form and force of this by-law, shall for each week in or during which he, she or they use or improve such house, building, tan-vat or place, forfeit and pay three pounds lawful money.

and regula-
tions concern-
ing necessary-
houses.

And be it further ordained by the authority aforesaid, That from and after the first day of June next, no necessary-house shall be erected or suffered to continue or remain within said city, without a suitable and convenient vault under the same, excepting such necessary-house shall be placed over the creek dividing the old and new township, south of the market, or over some creek or shore in said city, where the same will at all seasons of the year be daily and effectually cleansed and purified by the ebbing and flowing of the tide.

Penalty.

And every necessary-house erected, continued, or suffered to remain in said city, contrary to the true intent and meaning of this law, shall be deemed a nuisance; and whatever person or persons shall erect, continue, or suffer to remain on his, her or their lands, any necessary-house contrary to the form and effect of this law, shall for each week during which such necessary-house shall be so suffered to remain and continue, forfeit and pay twenty shillings lawful money.

Putrid fish not
suffered to be
placed, &c.

And be it ordained by the authority aforesaid, That whatever person or persons shall lay, leave or place, any putrid fish, clams or oysters, or the offals or dressings of fish, or any putrid animal or vegetable substance likely and liable to putrify, in or upon any wharf, creek, shore or street of said city, or in the waters in said city, within forty rods of such wharf or shore, or in or near any place improved for tanning or dressing of leather or skins, or in any other part or place in said city within thirty rods of any street, store or dwelling-house, without sufficiently burying and securing the same in the earth, in such manner that no stench or contagion or contamination of the atmosphere can arise therefrom, shall for every such offence forfeit and pay a sum not exceeding ten pounds lawful money, at the discretion of the Court before which conviction shall be had.

Penalty.

Waters in the
creeks to have
free passage.

And be it further ordained by the authority aforesaid, That in future no grates, bars, fences, barns or buildings of any nature or kind, in any manner or sort obstructing

or preventing the free course or current of the water in the creek in said city, dividing the old and new township so called, shall be placed, erected or continued in or upon said creek or any part thereof; and every grate, bar, fence, barn or building, so placed, erected or continued, contrary to the true intent of this law, shall be deemed a nuisance; and whatever person or persons shall erect, make or continue any grates, bars, fence, barn or building, in or upon said creek or any part thereof, contrary to the form and effect of this law, shall for every week during which he, she or they shall continue the same, forfeit and pay a sum not exceeding ten pounds lawful money, at the discretion of the Court wherein conviction shall be had.

Be it further ordained by the authority aforesaid, That all forfeitures incurred by virtue of this law, or any part thereof, shall be and accrue to the use and benefit of said city, and shall be recoverable by action of debt in the name of the treasurer of said city, in any Court in said city proper to hear and try the same:—And whenever any minor, apprentice or slave, shall be guilty of any breach of this by-law, the parent, guardian or master of such minor, apprentice or slave, shall be liable to pay the forfeiture or forfeitures incurred; and the same shall be recoverable of such parent, guardian or master, by action of debt brought on this law in manner aforesaid. Penalties incurred by minors, &c. recoverable.

Be it further ordained by the authority aforesaid, That the paragraph of a certain by-law of this city, entitled, *Repealed*. “A By-law to prevent nuisances,” which respects and regulates the killing of bulls, cows, &c. within certain limits in said city, be, and the same is hereby repealed.

CHAPTER XIX.—NUISANCES.

A By-Law to prevent Nuisances in the Streets and elsewhere.

[Passed and approved June 8, 1813.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That no persons whatever shall lay or continue in the streets of said city, or any of them, or on the public square, or green, any wood, timber, stone, or lumber, of any kind, or any fence or other thing whatever, to the annoyance, obstruction, or encroachment or incumbrance, of said streets or square, on penalty of three dollars for every twenty-four hours the nuisance is continued. No streets, &c. to be obstructed by wood, stone, &c.
Penalty.

Provided, nevertheless, that nothing in this law shall be Provided:

construed to hinder any person from laying timber, or other materials, for building or repairing ships or other vessels, or water craft, in the ship-yards in said city; or materials for building or repairing any house or other building, in the course of carrying on such building, provided such persons obtain a license therefor, under the hands of the Mayor and Aldermen of the said city, or any two of them, due care being taken that the passing in said streets be not incommoded thereby, more than is necessary. Provided, that nothing in this act contained shall extend to any Porch, Piazza, Cellarway, or Steps, appertaining to any house, shop or store, till further order of this city.

Proviso as to
limits.

Provided also, That this law shall extend only to the streets within the following limits, viz: Beginning at the mouth of a creek or run of water that empties into the harbour, between the dwelling-houses of the late Capt. Thomas Rice and Rutherford Trowbridge; from thence northwesterly by said creek to the road leading to Milford; from thence to the southwest of Town Plat, so called; from thence to the southwest corner of the house of the late Enos Hotchkiss, on Derby road; from thence straight to the Ditch corner, the east side of Cheshire road; from thence straight to the southwesterly corner of Town Plat, opposite to Jethro's corner; thence on the northerly side of Grove-street, to the southeasterly corner of the late Captain Samuel Munson's home-lot; thence straight to Nash's Point, at high water mark; thence southerly and westerly on the line of high water mark, to the mouth of the creek first mentioned.

City Sheriff
to give infor-
mation.

The several penalties inflicted by this law shall belong to said city; and it is hereby made the duty of the City Sheriffs to give information to the City Attorney of all breaches of this by-law, that the same may be prosecuted.

Repeal.

And be it further ordained, That the by-law of said city, entitled, "A By-law to prevent Nuisances," made regarding the same subject matter, be, and the same is hereby repealed.

CHAPTER XX.—NIGHT-WATCH.

A By-Law in regard to a Night-Watch in the City of New-Haven.

[Passed January 4, and approved January 13, 1820.]

BE it ordained by the Mayor, Aldermen, Common Council and Freeman, of the City of New-Haven, That a night-watch in and for said city shall be establish-

ed and kept, under the direction of the Court of Common Council of said city, when, and so often as; in the opinion of said Court, the same shall be expedient; and for that purpose, said Court shall appoint not exceeding seven discreet citizens, to act as Superintendants of the Watch, and not exceeding fifty discreet citizens to act as Watchmen, at the pleasure of said Court, under such rules and regulations as may, from time to time, be established by said Court; and in preserving the peace, and suppressing disorders, said Superintendants and Watchmen shall, while in the execution of thir duties, severally have the same power and authority as are by the laws of the State vested in Constables.

CHAPTER XXI.—PUBLIC SQUARE.

A By-Law for the Preservation of such Railing or Fences, as shall be erected on the Public Square in the City.

[Passed and approved July 1, 1799.]

BE it ordained by the Mayor, Aldermen, and Common Council of the City of New-Haven, in Court of Common Council assembled, That whatever person or Railings not persons shall throw down, pull up, destroy, or in any other way injure, or cause to be thrown down, pulled up, destroyed, or in any other way injured, any fence or fences, rails or railing, which now is, or hereafter shall be placed or erected upon the public square of this city, in pursuance of the votes of this city, shall for every such offence forfeit and pay a penalty not exceeding thirty dollars, at the discretion of the Court before which such person or persons shall be convicted. to be destroyed, on penalty of 30 dollars,

And be it further ordained, That the parent, master or guardian of any minor, apprentice or slave, who shall be guilty of a breach of this by-law, shall pay and satisfy the penalty of such breach incurred, and judgment shall be rendered against him or her accordingly. And all penalties incurred by virtue of this by-law, shall be recoverable by the treasurer of the city, to and for the use of the city. Parents liable for minors, &c.

CHAPTER XXII.—SHERIFFS.

A By-Law respecting the City Sheriffs.

[Passed May 10, and approved June 5, 1787.]

BE it ordained by the Mayor, Aldermen, and Common Council of the City of New-Haven, in Court of Common Council assembled, That each sheriff of said city that shall be hereafter chosen, shall, within ten days after he is elected, give bond, with such surities as shall by the Mayor and Aldermen of the said city, or the major part of them present in said city, be judged sufficient, in the sum of one thousand five hundred pounds lawful money, payable to the Mayor, Aldermen, Common Council and Freemen of said city: With a condition underwritten, that such sheriff shall faithfully discharge and perform the duties of his said office, and indemnify and save harmless the said city from all damages or cost that may be occasioned by any misconduct or neglect of duty of said sheriff in his said office.

Sheriffs in 10
days to give
£1500 bond,

to the Mayor,
&c.
Condition.

Their duty,

and to be paid
out of treasury
by order
of, &c.

And it shall be the duty of the sheriffs of said city, and each of them, to obey and execute all the lawful orders of the Mayor, Aldermen, and Court of Common Council, respecting the warning and attending Courts of Common Council, and city meetings, ringing the State-House bell at the time appointed for a meeting of the Court of Common Council, or city meeting, providing candles, fire-wood, and fires, when necessary, for the use of such meetings. And the bills of the said sheriffs, for attending City Courts, warning and attending Courts of Common Council and City Meetings, and providing fire-wood and candles for the same, having been adjusted and certified by the Mayor and Aldermen of said city, shall be paid by the treasurer, out of the city treasury, by order of the Mayor or senior Alderman present in said city at the time of such adjustment.

CHAPTER XXIII.—SQUIBS.

A By-Law to prevent the Firing of Squibs, Rockets, or Snappers, within the limits of the City.

[Passed July 10, and approved July 13, 1807.]

BE it ordained by the Mayor, Aldermen and Common Council in Court of Common Council, assembled, That no person shall fire any Squib, Rocket, or Snapper,

within the limits of the city, under the penalty of one dollar for every offence; to be sued for and recovered in the name of the treasurer of the city. And if any minor shall violate this by-law, his parent, master, or guardian, shall be liable for the aforesaid penalty.

No squibs, &c. to be fired, under penalty of 1 dollar.

CHAPTER XXIV.—STREETS AND HIGHWAYS.

A By-Law in regard to the Streets and Highways in the City of New-Haven.

[Passed January 12, and approved January 13, 1820.]

WHEREAS the passing in and across sundry of the streets and highways in said city, is often impeded by carriages, carts, and other vehicles, standing in or across the same; which inconvenience may be prevented by placing and arranging such carriages and vehicles adjoining to the side-walks in said streets or highways:—

BE it ordained by the Mayor, Aldermen, Common Council and Freemen, of the City of New-Haven, That whenever any person or persons having the charge of any Coach, Coachee, Phaeton, Curricie, Chaise, Chair, Gig, Sulkey, Waggon, Cart, Horse-Cart, Sleigh, Sled, Truck, or other vehicle, drawn by one or more beasts, shall have occasion to stop or stand therewith, in any of the streets or highways, which are in that part of said city, described in the next paragraph of this by-law; such person or persons shall stop therewith, or take a stand therefor, together with the beast or beasts drawing the same, in some vacant space, adjoining one of the side-walks in such street or highway, as near to the side-walk as is convenient, and at the distance of at least ten feet from the intersection of any of said streets or highways: nor shall any person or persons drive, place, stop, or take a stand for, any of the vehicles before enumerated, or for the beast or beasts drawing the same, or for any other vehicle drawn by one or more beasts, upon any of the side-walks of the streets or highways, in that part of said city which is hereafter described: And if any person or persons shall, contrary to the true intent and meaning of this by-law, stop or take a stand for any of the vehicles enumerated as aforesaid, or for the beast or beasts drawing the same, or for any other vehicle drawn by one or more beasts, in any part of said streets or highways, other than is herein directed as aforesaid, the person or persons offending in either of the cases aforesaid, shall forfeit and pay to and for the use of said city, Five Dollars, to be prosecuted for and recovered by the City Attorney; and in addition thereto, any vehicle aforesaid,

No carriages, carts, &c. to stand in certain streets, &c.

unless adjoining the side-walk, &c.

Penalty.

and the beast or beasts therewith connected, when placed in any of the streets or highways aforesaid, contrary to the true intent and meaning of this by-law, shall be deemed a public nuisance, and, as such, may be removed and abated by any person or persons.

Limits.

Be it further ordained, That the provisions contained in the preceding paragraph, shall have effect in all the streets or highways of said city, which are included in the following lines and limits, and in no other part thereof; viz.—Beginning at the southerly end of Meadow-street, and running on the west side thereof to George-street, and thence on the south side of said street to College-street; thence on the west side of said street to Chapel-street; thence on the south side of Chapel-street to the west side of York-street; and thence on the west side of York-street to the north side of Elm-street; thence on the north side of Elm-street to State-street, on the east side thereof; thence on the east side of State-street to Chapel-street; thence on the north side of Chapel-street to the store of William W. Woolsey, situate on the east side of Union-street; thence on the east side of Union-street to Water-street, on the south side thereof; and thence on the south side of Water-street to the place of beginning.

F CHAPTER XXV.—STREETS AND HIGHWAYS.

A By-Law regarding the Highways in the City of New-Haven.

[Passed August 6, and approved November 14, 1821.]

BE *it ordained by the Mayor, Aldermen, Common Council and Freeman, of the City of New-Haven,*

Limits within That no person or persons shall, within that part of said city, which lies between the east and the west river, and which no sods or turf are to be dug up for removal. the northern and southern boundary of said city, cut or dig up any sods or turf in the streets or highways of said city, with an intent that the same may be removed or carried away; nor shall any person remove or carry away any sods or turf, cut or dug contrary to the provisions of this by-law: And any person offending in either of the particulars aforesaid, shall forfeit and pay to the Treasurer of said city, for the use of said city, Five Dollars. **Penalty.**

Exception. Provided, however, that the Sexton shall be authorized to take sods or turf for the use of the burying-ground, from such place or places as the Mayor shall assign, any thing in this by-law notwithstanding.

CHAPTER XXVI.—SIDE-WALKS.

A By-Law for securing the Side-Walks in the City of New-Haven.

[Passed August 6, and approved November 14, 1821.]

BE it ordained by the Mayor, Aldermen and Common Council, and Freemen of the City of New-Haven,

That it shall not be lawful for any person or persons to No wheel-wheel or drag any wheelbarrow or hand-barrow, or hand-barrows, &c. cart, or sled, along any paved or flagged side-walk in said city, formed for the convenience of foot passengers; nor paved side-walks; nor shall it be lawful for any person or persons to obstruct wood to be such side-walk, by leaving, cutting, sawing, or splitting left or split any wood thereon; and each person offending in either thereon. of the above particulars, shall forfeit and pay One Dol- Penalty. lar to the Treasurer of said city, for the use of said city.

And whenever any minor, apprentice, or slave, shall be guilty of a breach of this by-law, the parent, guardian, or master of such minor, apprentice or slave, shall forfeit and pay the penalty aforesaid; and the same shall be recoverable by the action of debt in any Court proper to try the same:—Provided, however, that this by-law shall not extend, or be construed to extend to prevent the con- Exception. veyance of children on such side-walks, in waggons or carriages made and exclusively used for that purpose.

Be it further ordained, That all wheel or hand-barrows, Breaches of hand-carts or sleds, and all wood which shall be on any of the law de- said side-walks, in violation of this by-law, shall be deem- clared nuisan- ed nuisances, and liable to be removed by any person or ces. persons whatever.

CHAPTER XXVII.—TREES.

A By-Law for the Preservation of Trees set out in the City of New-Haven, for Shade or Ornament.

[Passed January 21, and approved January 26, 1795.]

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of

Common Council assembled, That whatever person or Trees not to persons shall voluntarily, and without the approbation of be cut down, at least two members of the Court of Common Council, on penalty of cut down, bruise, injure or destroy, any tree which is or £3. shall be set out or planted in the public squares, or in the streets or highways of said city, for shade or ornament,

shall for every such offence forfeit and pay a penalty not exceeding three pounds lawful money, at the discretion of the Court before whom such person or persons shall be convicted.

Parents, &c.
liable for minors, &c.

And be it further ordained, That the parent, master or guardian of any minor, apprentice or slave, who shall be guilty of a breach of this by-law, shall pay and satisfy the penalty for such breach incurred, and judgment shall be rendered against him or her accordingly. And all penalties incurred by virtue of this by-law, shall be recoverable by action of debt in any Court proper to try the same; one moiety thereof to such person as shall prosecute for the same, and the other moiety to the use of said city.

CHAPTER XXVIII.—WEIGHTS AND MEASURES.

A By-Law concerning Weights and Measures.

[Passed May 15, and approved June 5, 1787.]

Those who
defraud by
false weights
and measures,
to forfeit £10.

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That if any person within the limits of said city shall knowingly, and with intent to defraud, vend or put off any article or articles, for a greater weight, measure, or quantity, than the articles so disposed of do really weigh or measure, such person shall forfeit and pay the sum of ten pounds lawful money; one moiety thereof to the person that shall sue for and recover the same, and the other moiety to the treasurer of said city for the use of said city.

CHAPTER XXIX.—WOOD.

A By-Law providing for the Inspection and Measure of Wood exposed for sale in the City of New-Haven.

[Passed July 11, and approved September 1, 1803.]

Admeasurers
to be appointed.

BE it ordained by the Mayor, Aldermen and Common Council of the City of New-Haven, in Court of Common Council assembled, That the Court of Common Council of said city shall, from time to time, as occasion may require, appoint two or more reputable citizens of said city, admeasurers of wood which shall be brought by water and unladen within the limits of said city; and

such admeasurers shall be sworn to a faithful discharge of their duties : and it shall be the duty of such of said ad- Their duty measurers as shall be requested by the owner thereof, and fees. without delay, to admeasure and divide into cords or portions of one hundred and twenty-eight cubic feet, (making suitable allowance for all defects and want of stowage,) all wood which shall so be brought and unladen within said city, and to give a certificate thereof under his hand to the owner or owners : and he shall be entitled to receive as his fees, of such owner or owners, six cents for each cord by him so admeasured and divided ; and in case any person or persons shall sell or expose to sale any wood so brought and unladen, until the same shall have been so admeasured and divided, he or they shall for each offence forfeit and pay ten dollars to and for the use of said city. Penalty.

CHAPTER XXX.—WOOD.

A By-Law relative to the Measuring of Wood and other articles.

[Passed November 9, and approved November 14, 1821.]

BE it ordained by the Mayor, Aldermen, Common Council and Freeman, of the City of New-Haven, That if any person shall, within the limits of this city, No person to presume to act as a Weigher of Hay, or Measurer of act as Meas- Wood, or Sealer of Weights and Measures, while he has urer, &c. un- no appointment to the office which he takes upon himself less appoint- to execute, such person shall, for each offence, forfeit to ed. and for the use of said city, Ten Dollars. And each Penalty. Weigher of Hay shall be entitled to receive Twenty Cents for weighing each load of hay and the cart, and no more.

